

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

JUAN CARLOS CRUZ,	)	
#40595-004	)	
	)	
Petitioner,	)	
	)	
v.	)	<b>Civil Action No.: 2:05-CV-877-F</b>
	)	
SCOTT MIDDLEBROOKS,	)	
	)	
Respondent.	)	

**RESPONSE TO SHOW CAUSE ORDER OF AUGUST 16, 2006**

Comes now the Respondent, by and through Leura G. Canary, United States Attorney for the Middle District of Alabama, and pursuant to the Court's Show Cause Order of August 16, 2006, submits that the Northern District of Texas is an appropriate forum for this matter and therefore, has no objection to the transfer of this cause. *See, McClure v. Hopper*, 577 F.2d 938, (5<sup>th</sup> Cir. 1978).

Respectfully submitted this 28<sup>th</sup> day of August, 2006.

LEURA G. CANARY  
United States Attorney

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 28<sup>th</sup> day of August, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, and I hereby certify that I have mailed, by United States Postal Service, a copy of same to the following non-CM/ECF participant(s):

Juan Carlos Cruz  
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s/R. Randolph Neeley  
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